

MICHAEL E. HOOKS	§	
VS.	§	CIVIL ACTION NO. 1:19-CV-272
MARK L. DAVIS, ET AL.	§	

Plaintiff Michael E. Hooks, a prisoner confined at the Hardin County Jail, proceeding *pro se*, filed this civil rights action pursuant to 42 U.S.C. § 1983 against Sheriff Mark L. Davis, Jail Administrator Scott Delacerda, and a jail employee identified as “Amanda.”

The Court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record and the pleadings. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

The magistrate judge's recommendation was based on the plaintiff's failure to pay the initial partial filing fee or to show good cause for his failure to pay. The plaintiff's copy of the report and recommendation was sent to his last known address at the Hardin County Jail, but the order was

returned to the Court with a notation that it could not be forwarded. A member of the Court staff called the Hardin County Jail and confirmed that the plaintiff is no longer confined at the jail.

Eastern District of Texas Local Rule CV-11(d) requires *pro se* litigants to keep the clerk advised in writing of their current address. In addition, the order assessing an initial partial filing fee warned the plaintiff that he was required to notify the Court of any change of address, and that his failure to update his address could result in the case being dismissed for want of prosecution. Without a current mailing address, the Court is unable to contact the plaintiff or proceed with this action. Therefore, the Court finds that the plaintiff's failure to comply with a Court order and the Local Rules warrants dismissal without prejudice for want of prosecution.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge (document no. 12) is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.



SIGNED this 11th day of November, 2019.

Michael J. Truncale
United States District Judge